

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
JERRELL MILLER,

Plaintiff,

-against-

PAROLE OFFICER P. ALVAREZ,

Defendant.  
-----X

JUDGMENT  
05-CV- 5491 (CBA)

**FILED**  
IN CLERKS OFFICE  
U.S. DISTRICT COURT ED. N.Y.

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P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

A Memorandum and Order of Honorable Carol Bagley Amon, United States District Judge, having been filed on December 29, 2005, dismissing the complaint for failure to state a claim upon which relief may be granted; certifying pursuant to 28 U.S.C. § 1915 (a)(3) that any appeal would not be taken in good faith; and denying *in forma pauperis* status for the purpose of any appeal; it is

ORDERED and ADJUDGED that plaintiff take nothing of the defendant; that the complaint is dismissed for failure to state a claim upon which relief may be granted; that pursuant to 28 U.S.C. § 1915(a)(3) any appeal would not be taken in good faith; and that *in forma pauperis* status is denied for the purpose of any appeal.

Dated: Brooklyn, New York  
December 28, 2005

Robert C. Heinemann  
Clerk of Court

By: \_\_\_\_\_

Terry Vaughn  
Chief Deputy for  
Court Operations

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